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ARIZONA ATTORNEY GENERAL

April 9, 1954
Letter Opinion
No. 54-99-L

Mr. James E. Griswold, Superintendent
Arizona Pioneers' Home
Prescott, Arizona

Re: Legislative Council;
Plans for Construction.

Dear Mr. Griswold:

This is in reply to your oral request of April 1, 1954, concerning the following question: "Must the Arizona Pioneers' Home furnish to the Legislative Council information concerning proposed construction programs, plans, type of construction and methods of letting bids?"

We have found that Chapter 2, Section 1, Laws of 1953, established a department of the state now known as the Legislative Council, and that, according to the terms of the same law, such council shall succeed to the powers and duties of the Special Legislative Committee on State Operations. (See Chapter 3, Section 1, Laws of 1951). The powers and duties of the Special Legislative Committee on State Operations were found in Section 2-112, A.C.A. 1939, as amended, which provided as follows:

"2-112. Duties of committee.--(a) The committee on state operations shall make a thorough investigation and summary of the affairs and operations of the various departments and institutions of the state, covering all phases of operation, including purchases, travel, personnel and administrative functions.

(b) The committee shall prepare a report to be submitted to each regular session of the legislature and make therein such recommendations for expansion, consolidation, curtailment of operations or elimination of

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departments as will effect the greatest efficiency and economy in the conduct of affairs of the state.

(c) It shall be the special duty of the committee to consult with departments or officers of the state engaged in carrying out construction programs authorized by the legislature, and to investigate the conduct of such programs, with particular reference to the plans for and type of construction, the methods of letting bids, and all other matters pertaining thereto." (Emphasis supplied)

It will be seen from the foregoing discussion that the Legislative Council has been given the duty of consulting with departments of the State engaged in construction programs, and to investigate all such programs and matters pertaining thereto. It is, therefore, the opinion of the Department of Law that it is incumbent upon all of the departments of the State to render assistance to the Council wherever possible, in order that the above discussed duties may be satisfactorily carried out. Your question, then, must be answered in the affirmative.

Yours very truly,

JAMES P. BARTLETT
Special Assistant to
The Attorney General

JPB:LR